

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA - NEW ALBANY

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IN THE MATTER OF:

EASTERN LIVESTOCK CO., LLC . . . New Albany, Indiana  
Debtor . . . December 13, 2010  
Debtor . . . 2:02:50 p.m.

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**TRANSCRIPT OF EMERGENCY TELEPHONIC HEARING RE:  
(#27) - Page 4 - EMERGENCY MOTION TO APPOINT TRUSTEE, AND  
AUTHORIZING AND DIRECTING INTERIM TRUSTEE TO OPERATE DEBTOR'S  
BUSINESS, FILED BY PETITIONING CREDITORS MOSELEY CATTLE AUCTION,  
LLC, DAVID L. RINGS, SOUTHEAST LIVESTOCK EXCHANGE, LLC;  
(#52) - Page 10 - MOTION FOR AUTHORITY TO OPERATE IN THE PRE-  
APPOINTMENT PERIOD, FILED BY OTHER PROFESSIONAL,  
ELIZABETH M. LYNCH  
BEFORE THE HONORABLE BASIL H. LORCH, III, J.U.S.B.C.**

APPEARANCES:

For Petitioning Creditors, Moseley Cattle  
Auction, Moseley Cattle Auction, et al: JOHN W. AMES, ESQ.  
C.R. "CHIP" BOWLES, ESQ.  
Greenebaum, Doll & McDonald, PLLC  
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For the U.S. Trustee: CHARLES R. WHARTON, AUST  
Office of the U.S. Trustee  
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**APPEARANCES: (continued)**

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**For Republic Bank & Trust Company:**

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**For Bluegrass Stockyards, LLC, and  
related entities:**

LAURA DAY DELCOTTO, ESQ.  
DelCotto Law Group, PLLC (*Via phone*)  
200 North Upper Street  
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**Trustee for Thomas Gibson Bankruptcy Estate:**

KATHRYN L. PRY (*Via phone*)

**For Friona Industries:**

JOHN FREDERICK MASSOUEH, ESQ.  
Spouse Shrader Smith, P.C. (*Via phone*)  
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**For Cactus Growers, Inc.:**

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**APPEARANCES: (continued)**

**For Wells Fargo Capital Finance:**

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**For CPC Livestock:**

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**General Counsel, Farm Credit West:**

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**For J&F Oklahoma Holdings, Inc.**

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1 wanted to raise that to the Court because I would expect that  
2 if there is a proposal, that you would need to seek more  
3 immediate relief from the funding of the case sooner than  
4 that. So I wanted to at least alert the Court to that fact.

5 THE COURT: We can do it on an emergency basis.  
6 Probably we'll do it telephonically.

7 MS. LEWIS: Okay. Thank you, Your Honor.

8 THE COURT: All right, anything else? Okay.  
9 We're adjourned.

10 ATTORNEYS: Thank you, Your Honor.

11 (End at 2:56:15 p.m.)

12 \* \* \* \* \*

13 I certify that the foregoing is a true and accurate  
14 transcript from the digitally sound recorded record of the  
15 proceedings.

/s/ Gloria C. Irwin

GLORIA C. IRWIN  
Certified Transcriber NJ AOC200  
Federal CERT #122  
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✓

*Gloria C. Irwin*  
1/5/11  
1/5/2011

Date